

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

AMENDED

UNITED STATES OF AMERICA,

VS.

PRAXEDIS PEREZ

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ FEB 13 2006 ★

JUDGMENT INCLUDING  
SENTENCE

NO. CR 04-1015-02(JG)  
USM# 71386-053

BROOKLYN OFFICE

Roger Burlingame  
Assistant United States Attorney

Ronald Tolkin  
Court Reporter

Ellyn I. Bank, Esq.  
Defendant's Attorney

The defendant Praxedis Perez having pled guilty to count one of the indictment accordingly, the defendant is ADJUDGED guilty of such Count(s), which involve the following offenses:

<u>TITLE AND SECTION</u>	<u>NATURE OF OFFENSE</u>	<u>COUNT NUMBERS</u>
21USC846 AND 841(b)(1)(B)(I)	CONSPIRACY TO POSSESS WITH INTENT TO DISTRIBUTE HEROIN	ONE

The defendant is sentenced as provided in pages 2 through 4 of the Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1988.

- \_\_\_ The defendant is advised of his/her right to appeal within ten (10) days.
- \_\_\_ The defendant has been found not guilty on count(s) and discharged as to such count(s)
- X **Open counts are dismissed on the motion of the United States.**
- \_\_\_ The mandatory special assessment is included in the portion of Judgment that imposes a fine.
- \_\_\_ **It is ordered that the defendant shall pay to the United States a special assessment of \$100.00 which shall be due immediately.**

It is further **ORDERED** that the defendant shall notify the United States Attorney for this District within 30 days of any change of residence or mailing address until all fines, restitution, costs and special assessments imposed by this Judgment are fully paid.

JANUARY 26, 2006

Date of Imposition of sentence

s/John Gleeson *2-8-06*

JOHN GLEESON, U.S.D.J.

Date of signature

A TRUE COPY ATTEST  
DEPUTY CLERK

*Dorian Klein*

DEFENDANT: **PRAXEDIS PEREZ**  
CASE NUMBER: **CR 04-1015-02(JG)**

JUDGMENT-PAGE 2 OF 4

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of: **THIRTY-SIX (36) MONTHS**

  X   The defendant is remanded to the custody of the United States Marshal.

  X   **The Court recommends that the defendant receive substance abuse treatment while incarcerated. The Court also recommends that the defendant be designated to the Otisville correctional facility, if consistent with Bureau of Prison policy.**

       The defendant shall surrender to the United States Marshal for this District.

       The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons.

       -12:00 noon, \_\_\_\_\_.  
       As notified by the United States Marshal.  
       As notified by the Probation Office.

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_ with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By: \_\_\_\_\_

DEFENDANT: **PRAXEDIS PEREZ**  
CASE NUMBER: **CR 04-1015-02(JG)**

JUDGMENT-PAGE 3 OF 4

**SUPERVISED RELEASE**

Upon release from Imprisonment, the defendant shall be on supervised release for a term of: **FIVE (5) YEARS.**

**The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.**

While on supervised release, the defendant shall not commit another Federal, State, or Local crime and shall comply with the standard conditions that have been adopted by this Court (Seaforth on the following page).

The defendant is prohibited from possessing a firearm.

The defendant shall not illegally possess a controlled substance.

If this Judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

**THAT THE DEFENDANT RECEIVE SUBSTANCE ABUSE TREATMENT AS DIRECTED BY THE PROBATION DEPARTMENT.**